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5 UNITED STATES DISTRICT COURT  
6 EASTERN DISTRICT OF WASHINGTON

7 UNITED STATES OF AMERICA,  
8 Plaintiff,

9 -vs-

10 ROBERT VANCE ZORNES,  
11 Defendant.

NO. CR-04-0270-WFN-1

ORDER

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13 Pending before the Court is Mr. Zornes' *pro se* Motion to Modify Supervised  
14 Release (Ct. Rec. 63); Assistant United States Attorney Earl Hicks represents the  
15 Government. Mr. Zornes requests that the Court vacate or suspend the remainder of his  
16 supervised release.

17 The Defendant has not served a continuous year of supervised release since his  
18 revocation. On December 6, 2006, the Court imposed a term of 26 months of supervised  
19 release to follow a 10 month term of imprisonment because Mr. Zornes had violated the terms  
20 of his supervised release. Thus, the Court finds that termination is not appropriate. 18 U.S.C.  
21 §3583(e)(1). Accordingly,

22 **IT IS ORDERED** that Mr. Zornes' Motion to Modify Supervised Release, filed  
23 October 29, 2007, Ct. Rec. 63 is **DENIED**.

24 The District Court Executive is directed to file this Order and provide copies to  
25 Assistant United States Attorney Earl Hicks, Mr. Robert Zornes, **AND TO** United States  
26 Probation Officer David McCary.

s/ Wm. Fremming Nielsen  
WM. FREMMING NIELSEN  
SENIOR UNITED STATES DISTRICT JUDGE